

# DECLARATION FOR UTILITY PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## PLANT GENE SEQUENCES I

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a) which states in relevant part: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98.

I hereby claim foreign priority benefits under Title 35 United States Code, § 119(a)-(d) or 365(a)-(b) of any foreign applications for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

I hereby claim the benefit of priority under Title 35 United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Serial Nos. 60/101,349  
60/103,312  
60/108,734  
60/113,409

Filing Dates: 9/22/98  
10/6/98  
11/17/98  
12/22/98

60101349-60113409

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's signature:

re: *Annex 2*  
8/25/99

U. S.

Post Office Address: Same as above.

Inventor's signature:

**Citizenship:**

U. S.

Post Office Address: Same as above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Post Office Address: Same as above.

Post Office Address: Same as above.

Inventor's signature:

Jaqueline Hewel

Date:

9/3/99

U. S.

810 Guilford Avenue, San Mateo, CA. 94402

Same as above.

Inventor's signature:

**Citizenship:**

Spain.

115 Moss Avenue, Apt. 308, Oakland, CA. 94611

Same as above.

Inventor's signature:

**Citizenship:**

Canada

25800 Industrial Blvd. Apt. L403, Hayward, CA. 94545

Same as above.

Full name of third joint coinventor: Jacqueline Heard

Inventor's signature:

Date:

Citizenship: U. S.

Residence: 810 Guilford Avenue, San Mateo, CA. 94402

Post Office Address: Same as above.

Full name of fourth joint coinventor: Jose Luis Riechmann

Inventor's signature:

Date:

Citizenship: Spain.

Residence: 115 Moss Avenue, Apt. 308, Oakland, CA. 94611

Post Office Address: Same as above.

Full name of fifth joint coinventor: Luc Adam

Inventor's signature:

Date:

Citizenship: Canada

Residence: 25800 Industrial Blvd. Apt. L403, Hayward, CA. 94545

Post Office Address: Same as above.

66160-6754660

Full name of third joint coinventor: Jacqueline Heard

Inventor's signature:

Date:

Citizenship: U. S.

Residence: 810 Guilford Avenue, San Mateo, CA. 94402

Post Office Address: Same as above.

Full name of fourth joint coinventor: Jose Luis Riechmann

Inventor's signature:

Date:

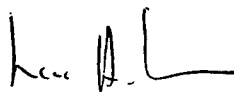
Citizenship: Spain.

Residence: 115 Moss Avenue, Apt. 308, Oakland, CA. 94611

Post Office Address: Same as above.

Full name of fifth joint coinventor: Luc Adam

Inventor's signature:



Date:

09/03/97


Citizenship: Canada

Residence: 25800 Industrial Blvd. Apt. L403, Hayward, CA. 94545

Post Office Address: Same as above.

09/03/97 09/03/97 09/03/97

Full name of sixth joint coinventor: Pierre Broun

Inventor's signature: 

Date: 9-7-99

Citizenship: France

Residence: 921 Sunnybrae Blvd., San Mateo, CA. 94402

Post Office Address: Same as above.

Full name of seventh joint coinventor: Omaira Pineda

Inventor's signature:

Date:

Citizenship: Columbia

Residence: 19563 Helen Place, Castro Valley, CA. 94546

Post Office Address: Same as above.

Full name of eighth joint coinventor: Lynne Reuber

Inventor's signature:

Date:

Citizenship: U.S.

Residence: 1115 S. Grant, San Mateo, CA. 94402

Post Office Address: Same as above.

RECEIVED - 6/15/99

Full name of sixth joint coinventor: Pierre Broun

Inventor's signature:

Date:

Citizenship: France


Residence: 921 Sunnybrae Blvd., San Mateo, CA. 94402

Post Office Address: Same as above.

Full name of seventh joint coinventor: Omaira Pineda

Inventor's signature:

Date: 9/3/99



Citizenship: Columbia

Residence: 19563 Helen Place, Castro Valley, CA. 94546

Post Office Address: Same as above.

Full name of eighth joint coinventor: Lynne Reuber

Inventor's signature:

Date:

Citizenship: U.S.

Residence: 1115 S. Grant, San Mateo, CA. 94402

Post Office Address: Same as above.

66260-6754660



Post Office Address: Same as above.



Inventor's signature:

Citizenship: U. K.

Post Office Address: Same as above.

Inventor's signature:

8/23/99

Citizenship: China

Residence: 242 Gravatt Drive, Berkeley, CA. 94705

Post Office Address: Same as above.


**Inventor's signature:**

Date:

Citizenship: China

**Residence:** 34495 Heathrow Terrace, Fremont, CA. 94555

Post Office Address: Same as above.

Inventor's signature: 

Date: 8/27/99

Citizenship: U. K.

Date: 8/27/99

Residence: 1249 Capucino Avenue #2, Burlingame, CA. 94010

Full name of tenth joint coinventor: Gui-Liang Yu

Date:

Residence: 242 Gravatt Drive, Berkeley, CA. 94705

Full name of eleventh joint coinventor: Cai-Zhong Jiang

Date:

**Residence:** 34495 Heathrow Terrace, Fremont, CA. 94555

Post Office Address: Same as above.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PATENT APPLICATION OF  
Jacqueline Heard et al.

Examiner: Unknown

Group Art Unit: Unknown

Application No. Unassigned

Filing Date: Herewith

Title: Plant Gene Sequences I

POWER OF ATTORNEY BY ASSIGNEE  
TO EXCLUSION OF INVENTOR UNDER 37 C.F.R. § 3.71

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

The undersigned ASSIGNEE having an interest in the above-identified application for letters patent hereby appoints Karen J. Guerrero, Reg. No. 37,071 to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

☒ a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or

66E160" 6T5H6E60

- the Assignment recorded on at reel \_\_, frames \_\_ - \_\_.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

Direct all telephone calls to Karen J. Guerrero (510) 264-0280 ext. 125.

Address all correspondence to:

Karen J. Guerrero  
MENDEL BIOTECHNOLOGY, INC.  
21375 Cabot Boulevard  
Hayward, California 94545

ASSIGNEE: Mendel Biotechnology, Inc.

Name: *Michael Fromm*

Name:  
Michael Fromm

Title:  
President and CEO

Date: *9/8/99*

66E F 60 - 6 F 5 H 6 E 6 0